

DECLARATION AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

5 I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the  
10 invention entitled FACET JOINT REPLACEMENT (Attorney's Docket No. MED-1 CON CIP), the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified  
15 specification, including the claims.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

20 I hereby claim priority benefits under Title 35, United States Code, Section 120 of United States

MED-1 CON CIP

Patent Application Serial No. 10/421,078, filed  
04/23/03 by E. Marlowe Goble et al. for FACET JOINT  
REPLACEMENT (Attorney's Docket No. MED-1 CON).

5 I hereby claim priority benefits under Title 35,  
United States Code, Section 119(e), of United States  
Provisional Patent Application Serial No. 60/505,199,  
filed 09/23/03 by E. Marlowe Goble et al. for FACET  
JOINT REPLACEMENT (Attorney's Docket No. MED-1 CIP  
PROV)

10 I hereby appoint Pandiscio & Pandiscio, a firm  
composed of Nicholas A. Pandiscio, Registration No.  
17,293, Mark J. Pandiscio, Registration No. 30,883,  
Scott R. Foster, Registration No. 20,570, and James A.  
Sheridan, Registration No. 43,114, or any of them, of  
15 470 Totten Pond Road, Waltham, Massachusetts 02451,  
(Telephone No. 781-290-0060), my attorneys with full  
power of substitution and revocation, to prosecute  
this application and to transact all business in the  
Patent Office connected therewith.

MED-1 CON CIP

Please direct all correspondence in this matter  
to:

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10 Mark J. Pandiscio or  
Nicholas A. Pandiscio

I hereby declare that all statements made herein  
of my own knowledge are true and that all statements  
made on information and belief are believed to be  
15 true; and further that these statements were made with  
the knowledge that willful false statements and the  
like so made are punishable by fine or imprisonment,  
or both, under Section 1001 of Title 18 of the United  
States Code and that such willful false statements may  
20 jeopardize the validity of the application or any  
patent issued thereon.

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